

FINAL TOWN BOARD AGENDA
TOWN OF YORKTOWN
November 17, 2015

PLACE:
TOWN HALL

TIME:
7:30pm

1. PLEDGE OF ALLEGIANCE
2. MOMENT OF SILENCE
3. REPORT TO THE TOWN FROM SUPERVISOR GRACE
4. REPORTS FROM THE TOWN COUNCIL
5. LIBRARY BOARD Presentation – New Library Director

BE IT RESOLVED, that Patricia Hallinan, is hereby appointed Library Director III, job class code 0217-01, from eligible list No. 60-779 at the John C. Hart Memorial Library, effective November 17, 2015, to be paid a salary of \$95,000 annually,

BE IT FURTHER RESOLVED, that this appointment is subject to a probationary period of not less than 12 nor more than 52 weeks, commencing on November 17, 2015.

6. COURTESY OF THE FLOOR
7. PUBLIC HEARINGS

Convene:

Proposed local law to amend Chapter 198 of the Code of the Town of Yorktown entitled “LANDMARK PRESERVATION.” To add a “Homes of Historic Distinction” Program:

Convene:

Proposed local law to amend Chapter 275 of the Code of the Town of Yorktown entitled “VEHICLES AND TRAFFIC.” Article 1, entitled “Traffic and Parking Regulations,” restricting parking on Laurel Court and Rochambeau Drive

Reconvene:

Request to consider the application made by Mandalay Builders, LLC in connection with property known on the Yorktown Tax Rolls as Section, Parcel and lots 26.18-1-9, 26.18-1-10, 26.18-1-11, 26.18-1-12, 26.18-1-13, 26.18-1-14, 26.18-1-15, 26.18-1-16 for a Change of Zone from R1-20 to C2R and R-3.

8. PERSONNEL

Retirement:

John Calcutti – Highway Department

9. REFERRALS

RESOLVED, that the Town Clerk is hereby authorized to refer the application received from Petitioner: RPG Properties, Inc. in connection with property known on the Yorktown Tax Rolls as Section 15.15, Parcel 1, lot 22 for a rezoning from R1-20 to R-3 to the appropriate agencies for their review and/or recommendation

RESOLVED, that the Town Clerk is hereby authorized to refer the application received from CPD Energy Corp. for an amended special use permit for the Mobil Gas Station Store located at 2035 Saw Mill River Road, also known on the Yorktown tax map as Section 37.14, Parcel 2, Lot 51 in connection with the construction of a new convenience store.

10. RESOLUTIONS

Request from the Assessor

Approve certiorari settlement

WHEREAS, tax certiorari proceedings were instituted challenging the assessment for parcel known as Section 35.08 Block 1 Lot 21, 3805 Crompond Road, on the Tax Map of the Town of Yorktown, now therefore be it

RESOLVED, that the tax certiorari proceedings affecting tax parcel 35.08-1-21 Account Number 0570050, owned by Curry Corporation, for assessment roll years 2010, 2011, 2012, 2013, 2014 and 2015 be settled as set forth in the proposed stipulation as follows:

Roll Reduction Year	Assessed Value		Assessed Value	
	From		To	
2010	78,800	41,085	37,715	
2011	78,800	42,735	36,065	
2012	78,800	39,900	38,900	
2013	78,800	41,550	37,250	
2014	78,800	40,000	38,800	
2015	75,100	40,000	35,100	

Request from the Building Inspector:

Refund cost of building permit

BE IT RESOLVED, that the Town Comptroller is hereby authorized to refund \$875.00 to Anthony Onofri for the cost of a building permit that was withdrawn.

Requests from the Engineering Department

Award Bid:

Disinfection System Ultraviolet Lamp Replacement for the Water Pollution Control Plant, Bid #15-4.

Bids were received and opened on November 13, 2015 for the Ultraviolet Lamp Replacement for the Disinfection System for the Water Pollution Control Plant, Bid #15-4, and are summarized as follows:

Bendlin Incorporated	\$20,096.00
UltraTech Systems, Inc.	\$15,712.00

RESOLVED, that the bid for the Ultraviolet Lamp Replacement for the Disinfection System for the Water Pollution Control Facility, be awarded to UltraTech Systems, Inc., at a total bid price of \$15,712.00.

Budget Transfer – Purchase of 2 vehicles

Whereas the Yorktown Sewer District is to purchase vehicles off the Westchester County and/or New York State Contract.

Be It Resolved, upon the request of the Engineering/Sewer Department, the following 2015 budget transfer is approved:

Decrease:	YS 8130.201.1 Capital Equipment	(\$60,000.00)
Increase:	YS 8130.420 Vehicles	\$60,000.00

Escrow Releases:

As part of the Town of Yorktown's Stormwater Pollution Prevention Permit and Wetland Permit Application process, escrow monies are taken for the inspection services.

WHEREAS, the work associated with each permit listed has been completed and, and

WHEREAS, the escrow monies were deposited into the T76 account,

WHEREAS, each permit's accompanying remaining escrow amounts are listed below and can be released back to each permits applicant,

WP-001-13	\$12.50
BSWPPP-025-13	\$12.50
BSWPPP-071-13	\$12.50
WP-013-13	\$12.50

WP-039-14	\$12.50
FSWPPP-061-12	\$12.50
WP-017-13	\$12.50, NOW,

THEREFORE be it RESOLVED, that the above-described monies are hereby released to each applicant that is on record for posting the escrow fees for each permit.

Bond Releases:

Mosca - #BSWPPP-076-15

WHEREAS, Franco Mosca, as applicant, posted check #0571 in the amount of \$300 which was deposited into the T33 account on October 14, 2015, to serve as the Erosion Control Bond for Stormwater Permit #076-15, for work performed at his Rachel Drive residence, and

WHEREAS, the Town Engineer has informed this Board that a representative of her department has inspected the property and determined that the work has been satisfactorily completed, and that the above referenced monies may be released, NOW, THEREFORE BE IT

RESOLVED, that the above referenced Erosion Control Bond be released.

Spade - #WP-BSWPPP-052-15

WHEREAS, William Spade, AIA, as applicant, posted Check No. 0628 in the amount of \$600.00 on, \$200 of which was deposited into the 2116 account and the remaining \$400.00 was deposited into the T76 account on July 10, 2015, to serve as the application fee for Wetland & Stormwater Permit #WP-BSWPPP-052-15, and

WHEREAS, the Acting Town Engineer has approved the fee release as a permit will not be necessary, and that \$600.00 fee may be released, NOW THEREFORE BE IT

RESOLVED, that the above-referenced fee in the amount of \$600.00 be and is hereby released.

Request from the Northern Westchester Joint Water Works

Refund Overpayment

RESOLVED that upon recommendation of the Northern Westchester Joint Water Works, NWJWW, the amount of \$85.26, overpayment of final water bill Acct #440380630, be and is hereby refunded.

Requests from the Parks and Recreation Superintendent:

Award Bid - Bi-Annual Brochure:

WHEREAS, bids were received on Thursday, November 12, 2015 for formatting, printing and delivering the 2016 Program Brochures as specified by the Town of Yorktown Parks and Recreation Department. Bids were submitted by the following vendors:

1. Graphic Image, Inc.
561 Boston Post Road
Milford, CT. 06460
 BID per Brochure: \$5,680.00
 Total cost per year (x2): \$11,360.00

2. Courier Printing Corporation
24 Laurel Bank Ave.
Deposit, NY 13754
 BID per Brochure: \$8,214.00
 Total cost per year (x2): \$16,428.00

3. Morris Graphics Inc.
660 N. Broad Street
Woodbury, NJ 08096
 BID per Brochure: \$10,726.00
 Total cost per year (x2): \$21,452.00

4. Progressive Color Graphics
30-02 48th Avenue
Long Island City, NY 11101
 BID per Brochure: \$14,019.75
 Total cost per year (x2): \$28,039.50

5. Bartash Printing Inc.
5400 Grays Avenue
Philadelphia, PA 19143
 BID per Brochure: \$3,689.16
 Total cost per year (x2): \$7,378.32
 - As per bid proposal form – cannot provide cover design and layout

6. Graphicolor Corporation
3490 North Mill Rd.
Vineland, NJ 08360
 BID per Brochure: \$10,155.00
 Total cost per year (x2): \$20,310.00

7. Tri-State Media Group
85 Executive Blvd.
Elmsford, NY 10523
 BID per Brochure: \$13,640.00
 Total cost per year (x2): \$27,280.00

8. KB Offset Printing
3500 E.College Ave. Ste 1000
State College, PA 16801
 BID per Brochure: \$9,323.00

Total cost per year (x2): \$18,646.00

RESOLVED, that the lowest bidder, Graphic Image, Inc., is awarded the 2016 Program Brochures Bid.

Request from the Police Department:

Approve SPCA Contract for 2016

RESOLVED, that the Town Supervisor is authorized to sign a one-year contract with the SPCA in the amount of \$22,715.66 for the period January 1, 2016 through December 31, 2016, payable in monthly installments of \$1,892.97.

Authorize the Supervisor to sign a contract regarding STOP DWI

RESOLVED, that the Town Supervisor is authorized to sign a contract with the New York State Foundation to participate in a special STOP-DWI enforcement details that involve DRE (Drug Recognition Experts) Call-Outs for the period from October 1, 2015 through September 30, 2016.

Authorize the Supervisor to sign an agreement with Thomson Reuters - West
RESOLVED, that the Town Supervisor is hereby authorized to sign an agreement with Thomson Reuters – West, a Thomson Reuters business, P.O. Box 6292, Carol Stream, IL 60197-6292 for a 3-year CLEAR agreement for 60 officers to have 24/7/365 on-line access to law enforcement/investigative content commencing December 1, 2015 according to cost/date table below and ending December 31, 2018, which reflects a 3% increase for years 2 and 3.

	<u>Monthly</u>	<u>Annual cost</u>	<u>Term</u>
Free month	\$0	\$0	Free month December 2015
Year 1	\$409.50	\$4,914.00	1/1/2016 – 12/31/2016
Year 2	\$421.79	\$5,061.48	1/1/2017 – 12/31/2017
Year 3	\$434.44	\$5,213.28	1/1/2018 – 12/31/2018

Advertise Police Cars

NOTICE IS HEREBY GIVEN that sealed bids will be received by the Town Clerk, Town of Yorktown, Westchester County, NY until 11:00 A.M. on December 8, 2015 at the Town Hall, 363 Underhill Avenue, Yorktown Heights, N.Y. 10598 for *Police Department Unmarked Vehicle Purchase*. Specifications may be obtained at the office of the Town Clerk in said Town Hall.

Authorize the Supervisor to sign an agreement

RESOLVED, that the Town Supervisor is authorized to sign a maintenance agreement with BUSINESS ELECTRONICS, INC. for servicing the Yorktown Police Department's voice recorder equipment for the period December 1, 2015 through November 30, 2016. The annual contract amount is \$2,900.00.

Request from the Receiver of Taxes:

Refund Duplicate Tax Payment:

BE IT RESOLVED, that the Town Comptroller is hereby authorized to refund \$4,010.28 for duplicate School tax payment to Roundpoint Mortgage Servicing Corporation in connection with account number 2305000.

Request from the Recreation Commission

Approve expenditure for the replacement of playground equipment:

Whereas, the Parks and Recreation Commission has authorized the removal and replacement of playground equipment at Ivy Knolls Park at a cost not to exceed \$25,000,

Now Therefore Be It Resolved, the Town Board authorizes the expenditure of \$25,000 to be taken from the Parks and Recreation Trust and Agency Account.

Request from the Town Attorney

Authorize the Supervisor to sign an agreement with YVAC

RESOLVED, the Supervisor is authorized to sign an amendment to the Town's license agreement with the Yorktown Volunteer Ambulance Corp. (YVAC) for the storage of a flycar for advanced life support services, through December 31, 2017, at the same annual rate as set forth in the agreement.

BE IT RESOLVED, the following budget transfer in the Town Attorney's 2015 budget is hereby authorized:

\$19,500.00 from A.1420.0426.0000 (Non-Litigation Outside Counsel Fees) to A.1420.0439.0000 (Litigation Outside Counsel Fees) **\$500.00** from A.1420.0427.0000 (Outside Expenses) to A.1420.0439.0000 (Litigation Outside Counsel Fees)

Requests from the Water Distribution Superintendent

Award Bid – New 2015 or Newer Step Van

WHEREAS, invitation to bid for the New 2015 or Newer Step Van for the Water Department was duly advertised; and

WHEREAS, on October 23, 2015 one bid was opened and read aloud as follows:

- FYDA Freightliner Cincinnati, Inc. for \$155,080 (includes warranty coverage)

THEREFORE BE IT RESOLVED, that upon the recommendation of the Water Distribution Superintendent, David Rambo, the bid for is hereby awarded to FYDA Freightliner Cincinnati, Inc., 1 Freightliner Drive, Cincinnati, OH 45241; and

THEREFORE BE IT FURTHER RESOLVED, the Town Board authorizes the Comptroller to transfer \$123,000 from line SW.8340.0201 (Equipment) to line

SW.8340.0201.0002 (Equipment/Vehicle) to cover the cost of the purchase of the new 2015 or newer step van.

Refund Overpayment

WHEREAS, contractor Frank Fierro paid \$2,400 for a 2" water tap at 3525 Buckhorn Street; and

WHEREAS, a 1 ½" water tap which costs \$2,100 was required and installed at the location; now

THEREFORE BE IT RESOLVED, that upon recommendation of the Water Distribution Superintendent, a refund in the amount of \$300 shall be issued to Frank Fierro of Fierro General Contracting Corp. of Mahopac, NY for overpayment of water tap application for 3525 Buckhorn Street.

Approve Budget Transfer

BE IT RESOLVED, that the Town Comptroller is hereby authorized to make the following budget transfer:

Transfer \$90,000 from the Water Department Cement Lining line (SW8340.483.0001) to the Water Department Professional Services NWJWW line (SW.8340.0490.0002) for the 2015 Administrative fee as per 2015 NWJWW adopted budget.

11. MONTHLY REPORT S– Receiver of Taxes
 - Finance Department
 - Building Department

12. ADJOURN

Alice E. Roker, Town Clerk
Town of Yorktown

Dated: November 16, 2015

ADJOURNED PUBLIC HEARINGS

Request to amend a Special Use Permit to construct a parking lot for an additional 27 cars and to redesign an existing trash receptacle area at the Northern Westchester Restorative Care Center located on the East side of Lexington Avenue and known as Section 15.15, parcel 1, Lot 23 on the Tax Map of the Town of Yorktown.

For details on bids see the Town Clerk's Website at www.yorktownny.org

OUTSTANDING BIDS:

Shirts and uniforms:

Street Sweeping - To Be Returned on November 19, 2015